

#15

IN THE UNITED STATES PATENT OFFICE

Serial No. 08/807,567

Applicant: Richard J. Petrocy

Group Art Unit: 2786

Filed: 02/28/97

Examiner: William Grant

Title of Invention: SELF-ADDRESSING CONTROL UNITS AND MODULAR SIGN
INCLUDING PLURALITY OF SELF-ADDRESSING CONTROL UNITS

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INTERVIEW SUMMARY AND RESPONSE TO INTERVIEW REQUEST

* * * *

Honorable Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

RECEIVED
JAN 29 1999
OFFICE OF PETITIONS
DEPUTY A/C PATENTS

A. This Interview Summary is submitted in response to the Examiner's Interview Summary, the Office Communication, dated 12/31/98, paper #12, that I received 1/15/99.

I agree that the Examiner's "Interview Summary" (a copy herewith) accurately reflects what was discussed.

The date of said Interview was 12/22/98. Applicant files his timely "Statement of the Substance of the Interview" by Express mail # EH886130449US on 1/21/99.

B. In response to what was decided in said Interview, I immediately dispatched a certified letter to Mr. Joseph E. Sidoti, requesting that he forward me a letter stating that he, by no manner or means, should have been included as a joint inventor on this invention. The day I received his confirmation, I faxed a copy of it to the PTO. Please find the original letter stating that he was not a coinventor of 08/807,567. Please find a formal Petition to remove his name from this application and a check for the required \$130 fee.

C. Please, find a Second Petition, a Petition to revive this application that was

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unavoidably and unintentionally abandoned accompanied by a check for the required \$55 fee.

As I explained to you, Mr. Michael R. Frisca, the attorney who filed this application in my behalf, abandoned me and withdrew from representing me in this application. Mr. Michael R. Frisca withdrew because he said I had no patentable matter. He was wrong. With your kind help, the patent now has allowable claims.

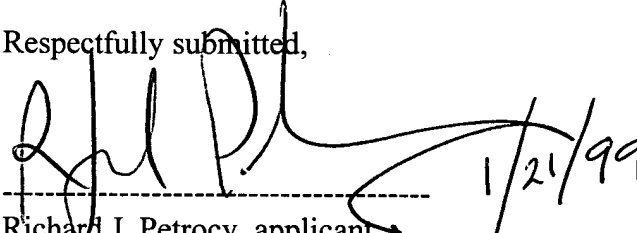
Mr. Michael R. Frisca **properly** identified me as the **sole** inventor in the initial filing. I am at a loss to understand why the PTO claims that Mr. Joseph E. Sidoti is a joint inventor in this application.

Possibly the mix up occurred at the PTO because Mr. Sidoti and I are joint inventors of a second invention filed by my former attorney, Mr. Frisca, on the very same day he filed this application.

D. When I receive a Notice of Allowance, I will prepare formal Drawings and address all Objections set forth as to form.

I phone your office during the last few days, and left a message for you to return my call. Since I did not reach you and my wife misplaced forms you sent me. I obtained the enclosed forms from a friend. My hope is that these are the required forms.

Respectfully submitted,



Richard J. Petrocy, applicant
24 Orchard Street
Carteret, NJ 07008
732 969-1484

Enc.

1. A petition to Correct Inventorship by removing Mr. Joseph E. Sidoti's name from the invention and a check for \$130.00.
2. A Petition to Revive this unavoidably abandoned application and a check for \$55.00

Interview Summary



Application No.
08/807,567

Applicant(s)

Petrocy et al.

Examiner

William Grant

Group Art Unit

2786



All participants (applicant, applicant's representative, PTO personnel):

(1) William Grant

(3) _____

(2) Mr. Petrocy

(4) _____

Date of Interview 12/22/98

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☐ was reached. ☒ was not reached.

Claim(s) discussed: n/a

Identification of prior art discussed:

n/a

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

12/17: Informed Mr. Petrocy that since he was one of 2 inventors listed on the declaration of this appl'n, and no power of attorney to him from Mr. Sidoti is present, correspondance must be from both inventors. Mr. Petrocy insisted that he is the sole inventor. Mr. Grant explained that absent a correction of inventorship, the inventorship in the declaration applies. Mr. Grant further explained that absent a response signed by both inventors, a power of attorney to Mr. Petrocy from Mr. Sidoti, or a correction of inventorship, the case would become abandoned, since no response had been filed. Mr. Grant agreed to investigate whether the previous interview could be used to stop abandonment. 12/22: Informed Mr. Petrocy that the interview could not be considered a response, that the application was abandoned and a petition to revive it as being unavoidably or unintentionally abandoned could be filed, along with a proper response from those listed above. Petition info. was faxed to Mr. Petrocy via the Office of Petitions.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☐ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

WILLIAM GRANT
PRIMARY EXAMINER

SPC 003582

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action,